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8 Attorneys for Defendants

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11 UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

12 OLGA TUGANOVA, )  
13 Plaintiff, ) No. C 07-2088 PVT  
14 v. )  
15 Department of Homeland Security, MICHAEL ) ORDER RE:  
CHERTOFF, Secretary; United States Citizenship ) PARTIES' JOINT REQUEST TO BE  
and Immigration Services, EMILIO T. ) EXEMPT FROM FORMAL ADR  
GONZALEZ, Director; United States Citizenship ) PROCESS  
16 and Immigration Services, ALFONSO AGUILAR,)  
Chief; United States Citizenship and Immigration )  
17 Services, ROSEMARY MELVILLE, District )  
Director; U.S. Attorney General, ALBERTO )  
18 GONZALES; Federal Bureau of Investigation, )  
ROBERT S. MUELLER, III, Director )  
19 )  
20 Defendants. )  
21 \_\_\_\_\_)

22 Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute  
23 Resolution Procedures in the Northern District of California," or the specified portions of the ADR  
24 Unit's Internet site <[www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov)>, discussed the available dispute resolution  
25 options provided by the court and private entities, and considered whether this case might benefit  
26 from any of them. Here, the parties agree that referral to a formal ADR process will not be  
27 beneficial because this action is limited to plaintiff's request that this Court adjudicate or compel  
28 defendants to adjudicate the application for naturalization. Defendants have already requested the

1 FBI expedite the name check so that the application may be processed as soon as possible. Given  
2 the substance of the action and the lack of any potential middle ground, ADR will only serve to  
3 multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR  
4 L.R. 3-3(c), the parties request the case be removed from the ADR Multi-Option Program and that  
5 they be excused from participating in the ADR phone conference and any further formal ADR  
6 process.

7 Dated: July 10, 2007

Respectfully submitted,

9 SCOTT N. SCHOOLS  
United States Attorney

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11 EDWARD A. OLSEN  
12 Assistant United States Attorney  
13 Attorneys for Defendants

14 Dated: July 10, 2007

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MONICA KANE  
16 Attorney for Plaintiff

17 **ORDER**

18 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the ADR  
19 Multi-Option Program and are excused from participating in the ADR phone conference and any  
20 further formal ADR process.

21 **SO ORDERED.**

22 Dated: 7/13/07

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24 PATRICIA V. TRUMBULL  
25 United States Magistrate Judge